

1 BILL NO. G-81-09-12

2 GENERAL ORDINANCE NO. G-27-81

3  
4 AN ORDINANCE amending the Thoroughfare  
5 Plan of the City Comprehensive ("Master")  
6 Plan by vacating a portion of an alley.

7 WHEREAS, (1) a Petition to vacate a portion of an alley  
8 (as more specifically described below) was duly filed with the  
9 City Plan Commission; and (2) said Commission duly held a pub-  
10 lic hearing thereon; and (3) said Commission has duly forwarded  
11 its recommendation thereon to this body approving said Petition  
12 all in accordance with I.C. 18-7-4-512(2) (Burns Ind. Stat.  
13 Ann., 1980 Supp.)

14 WHEREAS, this body concurs in the recommendation of the  
15 City Plan Commission.

16 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF  
17 FORT WAYNE, INDIANA:

18 SECTION 1. That the Petition filed herein to vacate:

19 Legal description of the North-South public alley  
20 to be vacated in Block #4, Civic Center II Renewal  
21 Project for the Conservatory Building, Downtown  
22 Revitalization Area.

23 The entire North-South public alley lying between  
24 Lewis Street on the North and Douglas Street on  
25 the South and generally between Lots 1 thru 11 on  
26 the East in Spencer's Second Addition to the City  
27 of Fort Wayne, Allen County, Indiana, as Recorded  
28 in Deed Record 65, Page 337 and 338 and Lot one (1)  
29 also on the East in Brackenridge's Addition to the  
30 City of Fort Wayne, Allen County, Indiana, as Re-  
31 corded in Deed Book 28, Page 93 and Lot 12 on the  
32 West in aforesaid Spencer's Second Addition and  
Platted Lot 2 also on the West, together with the  
Unplatted space (25'x 95') also on the West located  
at the Northeast corner of Lot #2 part of Spencer's  
Homestead as shown on aforesaid Brackenridge's Ad-  
dition; all of the above said additions Recorded  
according to the Plats thereof in the Office of the  
Recorder of Allen County, Indiana, described as  
follows: Beginning at a point at the Northeast  
corner of Lot 12 in Spencer's Second Addition, said  
point of beginning being located along the South  
Right-of-way line of Lewis Street a distance of  
231.50 feet Easterly of an included angle of 88°28'31"

1 at the Right-of-way lines at the Southeast corner  
2 of Harrison and Lewis Streets in said City of  
3 Fort Wayne, Allen County, Indiana; thence con-  
4 tinuing Easterly along the South Right-of-way line  
5 of Lewis Street a distance of 10.00 feet; thence  
6 91°33'55" Southerly along the West side of Lots 1  
7 thru 7 of Spencer's Second Addition a distance of  
8 149.74 feet; thence continuing Southerly across the  
9 width of the East-West public alley a distance of  
10 10.00 feet; thence continuing Southerly along the  
11 West side of Lots 8 thru 11 of Spencer's Second  
12 Addition and thence continuing Southerly along the  
13 West side of Lot One (1) of Brackenridge's Addition  
14 to the Southwest corner of aforesaid Lot #1 located  
15 at the North Right-of-way line of Douglas Street;  
16 thence Westerly along the North Right-of-way line  
17 of Douglas Street a distance of 10.00 feet to the  
18 Southeast corner of Lot 2 in Brackenridge's Addition;  
19 thence 91°34'26" Northerly along the East line of  
20 Lot 2 in Brackenridge's Addition, including the  
21 Unplatted space of Spencer's Homestead aforementioned  
22 above, a distance of 145.00 feet to the Northeast  
23 corner of aforesaid Lot 2 in Brackenridge's Addition;  
24 thence continuing Northerly across the width of the  
25 East-West alley a distance of 10.00 feet; thence con-  
26 tinuing Northerly along the East side of Lot 12 in  
27 Spencer's Second Addition a distance of 149.76 feet  
28 to the Northeast corner of aforesaid Lot 12 in  
29 Spencer's Second Addition herein called the point of  
30 beginning, containing 0.07 acres more or less. All  
31 of the above noted angles traversing within the  
32 vacated area of the North-South alley are included  
angles, not deflection angles.

Legal description of East-West public alley to be  
vacated in Block #4, Civic Center II Renewal Project  
for Conservatory Buildings, Downtown Revitalization  
Area.

The entire East-West public alley lying between  
Harrison Street on the West and Calhoun Street on  
the East and generally between Lots 8 thru 13 on  
the North in Spencer's First Addition to the City  
of Fort Wayne, Allen County, Indiana, as Recorded  
in Deed Book "X", Page 210 and Platted Lots 2 thru 6  
on the South in Brackenridge's Addition to the City  
of Fort Wayne, Allen County, Indiana, together with  
the Unplatted space (25' x 95') at the Northeast  
corner of Lot 2, part of Spencer's Homestead as shown  
on Plat and as Recorded in Deed Book 28, Page 93,  
and also lying between Lots 7 and 12 on the North  
and Lot 8 on the South all in Spencer's Second Ad-  
dition to the City of Fort Wayne, Allen County,  
Indiana, as Recorded in Deed Record 65, Page 337 and  
338; all of the above said Additions Recorded ac-  
cording to the Plats thereof in the Office of the  
Recorder of Allen County, Indiana, described as  
follows: Beginning at a point at the Northwest corner  
of Lot 6 in Brackenridge's Addition, said point of  
beginning being located along the East Right-of-way  
line of Harrison Street a distance of 145.00 feet  
Northerly of an included angle of 91°25'27" at the  
Right-of-way line at the Northeast corner of Harrison  
and Douglas Streets in said City of Fort Wayne, Allen

County, Indiana; thence continuing Northerly along the East Right-of-way line of Harrison Street a distance of 10.00 feet; thence 88°34'28" Easterly along the South Right-of-way line of Lots 8 thru 13 of Spencer's First Addition and the South line of Lot 12 of Spencer's Second Addition a distance of 231.60 feet; thence continuing Easterly across the width of the North-South alley a distance of 10.00 feet; thence continuing Easterly along the South line of Lot 7 in Spencer's Second Addition a distance of 150.00 feet to the Southeast corner of the aforesaid Lot 7 located at the West Right-of-way line of Calhoun Street; thence Southerly along the West Right-of-way line of Calhoun Street a distance of 10.00 feet to the Northeast corner of Lot 8 in Spencer's Second Addition; thence Westerly along the North line of Lot 8 a distance of 150.00 feet to the Northwest corner of aforesaid Lot 8 in Spencer's Second Addition; thence continuing Westerly across the width of the North-South alley a distance of 10.00 feet; thence continuing Westerly along the North line of Platted Lots 2 thru 6 of Brackenridge's Addition, together with and including the Unplatted space at the Northeast corner of Lot 2 of Brackenridge's Addition, a distance of 231.62 feet to the Northwest corner of aforesaid Lot 6 in Brackenridge's Addition herein called the point of beginning, containing 0.09 acres more or less. All of the above noted angles traversing within the vacated area of the East-West alley are included angles, not deflection angles.

and which vacating amends the Thoroughfare Plan of the City Comprehensive ("Master") Plan is hereby approved.

SECTION 2. That by reason of this approval, said Petitioner(s) may now proceed with said vacation before the Fort Wayne Board of Public Works, under I.C. 18-1-7-1, for an administrative order of vacation and an assessment of benefits and damages to affected property owners, or before the Allen Circuit or Superior Courts under I.C. 18-5-10-44, for a judicial decree of vacation and an assessment of benefits and damages to affected property owners.

SECTION 3. That the Ordinance shall be effective upon passage, approval by the Mayor and due legal publication.

APPROVED AS TO FORM AND  
LEGALITY SEPTEMBER 4, 1981.

  
COUNCILMAN

  
BRUCE O. BOXBERGER, CITY ATTORNEY

Read the first time in full and on motion by Gia Quinta, seconded by John Nuckols, and duly adopted, read the second time by title and referred to the Committee Resolution (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on 8-8-81, the 8 day of August, 1981, at 8 o'clock M., E.S.T.

DATE: 8-8-81

Charles W. Westerman  
CHARLES W. WESTERMAN  
CITY CLERK

Read the third time in full and on motion by Gia Quinta, seconded by John Nuckols, and duly adopted, placed on its passage. PASSED (LAST) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	<u>7</u>	<u>0</u>	<u>0</u>	<u>0</u>	
BURNS	<u>1</u>	<u>0</u>	<u>0</u>	<u>0</u>	
EISBART	<u>1</u>	<u>0</u>	<u>0</u>	<u>0</u>	
GiaQUINTA	<u>1</u>	<u>0</u>	<u>0</u>	<u>0</u>	
NUCKOLS	<u>1</u>	<u>0</u>	<u>0</u>	<u>0</u>	
SCHMIDT, D.	<u>1</u>	<u>0</u>	<u>0</u>	<u>0</u>	
SCHMIDT, V.	<u>1</u>	<u>0</u>	<u>0</u>	<u>0</u>	
SCHOMBURG	<u>1</u>	<u>0</u>	<u>0</u>	<u>0</u>	
STIER	<u>1</u>	<u>0</u>	<u>0</u>	<u>0</u>	
TALARICO	<u>1</u>	<u>0</u>	<u>0</u>	<u>0</u>	

DATE: 11-24-81

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING-MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) No. 5-27-81 on the 24th day of November, 1981.

ATTEST:  
Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

(SEAL) John Nuckols  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 25th day of November, 1981, at the hour of 11:30 o'clock A M., E.S.T.

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 30th day of Nov. 1981, at the hour of 11 o'clock A M., E.S.T.

Winfield C. Moses, Jr.  
WINFIELD C. MOSES, JR.  
MAYOR

BILL NO. G-81-09-12

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON Regulations TO WHOM WAS REFERRED AN  
ORDINANCE amending the Thoroughfare Plan of the City Comprehensive  
("Master") Plan by vacating a portion of an alley

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT  
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE Do PASS.

MARK E. GIAQUINTA, CHAIRMAN

SAMUEL J. TALARICO, VICE CHAIRMAN

VIVIAN G. SCHMIDT

JAMES S. STIER

DONALD J. SCHMIDT

Mark E. Giaquinta  
Samuel J. Talarico  
Vivian G. Schmidt  
James S. Stier  
DJ Schmidt

11-24-81  
CONCURRED IN  
DATE \_\_\_\_\_ CHARLES W. VESTER, CLERK



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

city plan commission

13 November 1981

Members of the Common Council  
City-County Building  
One Main Street  
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) alley vacation ordinance acted upon by the City Plan Commission at their regular meeting held October 26, 1981. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. G-81-09-12
2. Intended Use: Botanical/Conservatory Project
3. Plan Commission Recommendation: DO PASS

This ordinance received a DO PASS recommendation for the following reason:

REASON: The approval of this vacation would involve no interference with public utilities.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT AND PLANNING

  
Gary F. Baeten  
Senior Planner

GFB:pb

Attachments



71-109-10  
11/4/81

R E S O L U T I O N      N O . 71-109-10

WHEREAS, the FORT WAYNE REDEVELOPMENT COMMISSION has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public alleys situated in Fort Wayne, Allen County, to-wit:

Legal description of the North-South public alley to be vacated in Block #4, Civic Center II Renewal Project for the Conservatory Building, Downtown Revitalization Area.

The entire North-South public alley lying between Lewis Street on the North and Douglas Street on the South and generally between Lots 1 thru 11 on the East in Spencer's Second Addition to the City of Fort Wayne, Allen County, Indiana, as Recorded in Deed Record 65, Page 337 and 338 and Lot one (1) also on the East in Brackenridge's Addition to the City of Fort Wayne, Allen County, Indiana, as Recorded in Deed Book 28, Page 93 and Lot 12 on the West in aforesaid Spencer's Second Addition and Platted Lot 2 also on the West, together with the Unplatted space (25'x 95') also on the West located at the Northeast corner of Lot #2 part of Spencer's Homestead as shown on aforesaid Brackenridge's Addition; all of the above said additions Recorded according to the Plats thereof in the Office of the Recorder of Allen County, Indiana, described as follows: Beginning at a point at the Northeast corner of Lot 12 in Spencer's Second Addition, said point of beginning being located along the South Right-of-way line of Lewis Street a distance of 231.50 feet Easterly of an included angle of 88°28'31" at the Right-of-way line at the Southeast corner of Harrison and Lewis Streets in said City of Fort Wayne, Allen County, Indiana; thence continuing Easterly along the South Right-of-way line of Lewis Street a distance of 10.00 feet; thence 91°33'55" Southerly along the West side of Lots 1 thru 7 of Spencer's Second Addition a distance of 149.74 feet; thence continuing Southerly across the width of the East-West public alley a distance of 10.00 feet; thence continuing Southerly along the West side of Lots 8 thru 11 of Spencer's Second Addition and thence continuing Southerly along the West side of Lot One (1) of Brackenridge's Addition to the Southwest corner of aforesaid Lot #1 located at the North Right-of-way line of Douglas Street; thence Westerly along the North Right-of-way line of Douglas Street a distance of 10.00 feet to the Southeast corner of Lot 2 in Brackenridge's Addition; thence 91°34'26" Northerly along the East line of Lot 2 in Brackenridge's Addition, including the Unplatted space of Spencer's Homestead aforementioned above, a distance of 145.00 feet to the Northeast corner of aforesaid Lot 2 in Brackenridge's Addition; thence continuing Northerly across the width of the East-West alley a distance of 10.00 feet; thence continuing Northerly along the East side of Lot 12 in Spencer's Second Addition a distance of 149.76 feet to the Northeast corner of aforesaid Lot 12 in Spencer's Second Addition herein called the point of beginning, containing 0.07 acres more or less. All of the above noted angles traversing within the vacated area of the North-South alley are included angles, not deflection angles.

Legal description of East-West public alley to be vacated in Block #4, Civic Center II Renewal Project for Conservatory Buildings, Downtown Revitalization Area.

The entire East-West public alley lying between Harrison Street on the West and Calhoun Street on the East and generally between Lots 8 thru 13 on the North in Spencer's First Addition to the City of Fort Wayne, Allen County, Indiana, as Recorded in Deed Book "X", Page 210 and Platted Lots 2 thru 6 on the South in Brackenridge's Addition to the City of Fort Wayne, Allen County, Indiana, together with the Unplatted space (25' x 95') at the Northeast corner of Lot 2, part of Spencer's Homestead as shown on Plat and as Recorded in Deed Book 28, Page 93, and also lying between Lots 7 and 12 on the North and Lot 8 on the South all in Spencer's Second Addition to the City of Fort Wayne, Allen County, Indiana, as Recorded in Deed Record 65, Page 337 and 338; all of the above said Additions Recorded according to the Plats thereof in the Office of the Recorder of Allen County, Indiana, described as follows: Beginning at a point at the Northwest corner of Lot 6 in Brackenridge's Addition, said point of beginning being located along the East Right-of-way line of Harrison Street a distance of 145.00 feet Northerly of an included angle of  $91^{\circ}25'27''$  at the Right-of-way line at the Northeast corner of Harrison and Douglas Streets in said City of Fort Wayne, Allen

County, Indiana; thence continuing Northerly along the East Right-of-way line of Harrison Street a distance of 10.00 feet; thence  $88^{\circ}34'28''$  Easterly along the South Right-of-way line of Lots 8 thru 13 of Spencer's First Addition and the South line of Lot 12 of Spencer's Second Addition a distance of 231.60 feet; thence continuing Easterly across the width of the North-South alley a distance of 10.00 feet; thence continuing Easterly along the South line of Lot 7 in Spencer's Second Addition a distance of 150.00 feet to the Southeast corner of the aforesaid Lot 7 located at the West Right-of-way line of Calhoun Street; thence Southerly along the West Right-of-way line of Calhoun Street a distance of 10.00 feet to the Northeast corner of Lot 8 in Spencer's Second Addition; thence Westerly along the North line of Lot 8 a distance of 150.00 feet to the Northwest corner of aforesaid Lot 8 in Spencer's Second Addition; thence continuing Westerly across the width of the North-South alley a distance of 10.00 feet; thence continuing Westerly along the North line of Platted Lots 2 thru 6 of Brackenridge's Addition, together with and including the Unplatted space at the Northeast corner of Lot 2 of Brackenridge's Addition, a distance of 231.62 feet to the Northwest corner of aforesaid Lot 6 in Brackenridge's Addition herein called the point of beginning, containing 0.09 acres more or less. All of the above noted angles traversing within the vacated area of the East-West alley are included angles, not deflection angles.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,



WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of public alleys have been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public alleys hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public alleys hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said public alleys or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)

SS:

COUNTY OF ALLEN )

I, Thomas W. Latchem, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Works at their meeting held November 4, 1981 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 4th DAY OF November 19 81

FORT WAYNE BOARD OF PUBLIC WORKS

Thomas W. Latchem  
Thomas W. Latchem, Chairman

Roberta Anderson-Staten  
Roberta Anderson-Staten, Member

Betty R. Collins  
Betty R. Collins, Member

## RESOLUTION

WHEREAS, the FORT WAYNE REDEVELOPMENT COMMISSION has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public alleys situated in Fort Wayne, Allen County, to-wit:

Legal description of the North-South public alley to be vacated in Block #4, Civic Center II Renewal Project for the Conservatory Building, Downtown Revitalization Area.

The entire North-South public alley lying between Lewis Street on the North and Douglas Street on the South and generally between Lots 1 thru 11 on the East in Spencer's Second Addition to the City of Fort Wayne, Allen County, Indiana, as Recorded in Deed Record 65, Page 337 and 338 and Lot one (1) also on the East in Brackenridge's Addition to the City of Fort Wayne, Allen County, Indiana, as Recorded in Deed Book 28, Page 93 and Lot 12 on the West in aforesaid Spencer's Second Addition and Platted Lot 2 also on the West, together with the Unplatted space (25'x 95') also on the West located at the Northeast corner of Lot #2 part of Spencer's Homestead as shown on aforesaid Brackenridge's Addition; all of the above said additions Recorded according to the Plats thereof in the Office of the Recorder of Allen County, Indiana, described as follows: Beginning at a point at the Northeast corner of Lot 12 in Spencer's Second Addition, said point of beginning being located along the South Right-of-way line of Lewis Street a distance of 231.50 feet Easterly of an included angle of  $88^{\circ}28'31''$  at the Right-of-way lines at the Southeast corner of Harrison and Lewis Streets in said City of Fort Wayne, Allen County, Indiana; thence continuing Easterly along the South Right-of-way line of Lewis Street a distance of 10.00 feet; thence  $91^{\circ}33'55''$  Southerly along the West side of Lots 1 thru 7 of Spencer's Second Addition a distance of 149.74 feet; thence continuing Southerly across the width of the East-West public alley a distance of 10.00 feet; thence continuing Southerly along the West side of Lots 8 thru 11 of Spencer's Second Addition and thence continuing Southerly along the West side of Lot One (1) of Brackenridge's Addition to the Southwest corner of aforesaid Lot #1 located at the North Right-of-way line of Douglas Street; thence Westerly along the North Right-of-way line of Douglas Street a distance of 10.00 feet to the Southeast corner of Lot 2 in Brackenridge's Addition; thence  $91^{\circ}34'26''$  Northerly along the East line of Lot 2 in Brackenridge's Addition, including the Unplatted space of Spencer's Homestead aforementioned above, a distance of 145.00 feet to the Northeast corner of aforesaid Lot 2 in Brackenridge's Addition; thence continuing Northerly across the width of the East-West alley a distance of 10.00 feet; thence continuing Northerly along the East side of Lot 12 in Spencer's Second Addition a distance of 149.76 feet to the Northeast corner of aforesaid Lot 12 in Spencer's Second Addition herein called the point of beginning, containing 0.07 acres more or less. All of the above noted angles traversing within the vacated area of the North-South alley are included angles, not deflection angles.

Legal description of East-West public alley to be vacated in Block #4, Civic Center II Renewal Project for Conservatory Buildings, Downtown Revitalization Area.

The entire East-West public alley lying between Harrison Street on the West and Calhoun Street on the East and generally between Lots 8 thru 13 on the North in Spencer's First Addition to the City of Port Wayne, Allen County, Indiana, as Recorded in Deed Book "X", Page 210 and Platted Lots 2 thru 6 on the South in Brackenridge's Addition to the City of Port Wayne, Allen County, Indiana, together with the Unplatted space (25' x 95') at the Northeast corner of Lot 2, part of Spencer's Homestead as shown on Plat and as Recorded in Deed Book 28, Page 93, and also lying between Lots 7 and 12 on the North and Lot 8 on the South all in Spencer's Second Addition to the City of Port Wayne, Allen County, Indiana, as Recorded in Deed Record 65, Page 337 and 338; all of the above said Additions Recorded according to the Plats thereof in the Office of the Recorder of Allen County, Indiana, described as follows: Beginning at a point at the Northwest corner of Lot 6 in Brackenridge's Addition, said point of beginning being located along the East Right-of-way line of Harrison Street a distance of 145.00 feet Northerly of an included angle of  $91^{\circ}25'27''$  at the Right-of-way line at the Northeast corner of Harrison and Douglas Streets in said City of Port Wayne, Allen

County, Indiana; thence continuing Northerly along the East Right-of-way line of Harrison Street a distance of 10.00 feet; thence  $88^{\circ}34'28''$  Easterly along the South Right-of-way line of Lots 8 thru 13 of Spencer's First Addition and the South line of Lot 12 of Spencer's Second Addition a distance of 231.60 feet; thence continuing Easterly across the width of the North-South alley a distance of 10.00 feet; thence continuing Easterly along the South line of Lot 7 in Spencer's Second Addition a distance of 150.00 feet to the Southeast corner of the aforesaid Lot 7 located at the West Right-of-way line of Calhoun Street; thence Southerly along the West Right-of-way line of Calhoun Street a distance of 10.00 feet to the Northeast corner of Lot 8 in Spencer's Second Addition; thence Westerly along the North line of Lot 8 a distance of 150.00 feet to the Northwest corner of aforesaid Lot 8 in Spencer's Second Addition; thence continuing Westerly across the width of the North-South alley a distance of 10.00 feet; thence continuing Westerly along the North line of Platted Lots 2 thru 6 of Brackenridge's Addition, together with and including the Unplatted space at the Northeast corner of Lot 2 of Brackenridge's Addition, a distance of 231.62 feet to the Northwest corner of aforesaid Lot 6 in Brackenridge's Addition herein called the point of beginning, containing 0.09 acres more or less. All of the above noted angles traversing within the vacated area of the East-West alley are included angles, not deflection angles.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on October 19, 1981 at 7:00 P.M. and at such hearing there were no objections of any kind or character which should prevent the vacation of said public alleys.

WHEREAS, said vacation of the alleys has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said alleys hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public alleys hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said public alleys or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

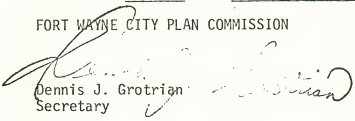
BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of the alleys in Allen County, Indiana.

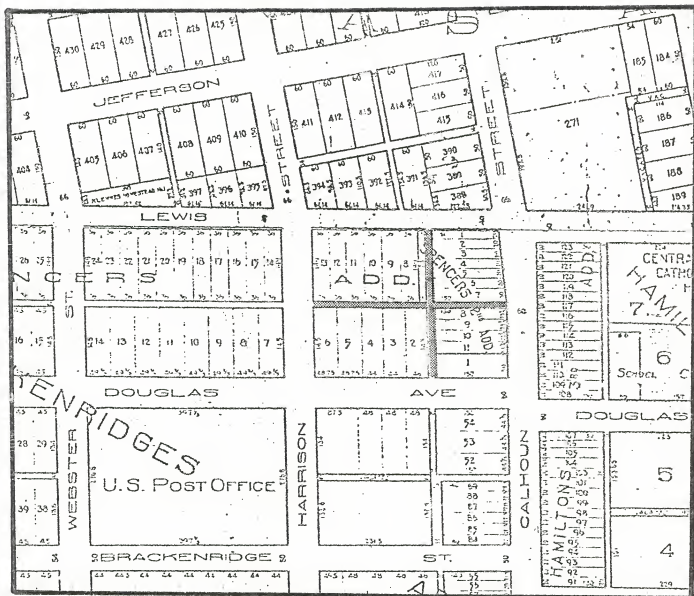
STATE OF INDIANA )  
COUNTY OF ALLEN ) SS:

I, Dennis J. Grotrian, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held October 26, 1981, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 13th DAY OF November 19 81

FORT WAYNE CITY PLAN COMMISSION

  
Dennis J. Grotrian  
Secretary



 A PETITION TO VACATE PUBLIC ALLEYS.

*6-81-09-12*

MAP NO. M-2

BY G.R. LAX 8-19-81

TO: THE CITY PLAN COMMISSION  
CITY OF FORT WAYNE, INDIANA

The undersigned petitioners do hereby respectfully petition the Fort Wayne City Plan Commission to vacate the following public alleys within the City of Fort Wayne, Indiana and hereby described as follows:

- 1) The North-South alley from the South Right-of-Way of Lewis Street to the North Right-of-Way of Douglas Avenue.
- 2) The East-West alley from the West Right-of-Way of Calhoun Street to the East Right-of-Way of Harrison Street

Both alleys are within the block bounded by Calhoun on the East, Douglas Ave. on the South, Harrison Street on the West and Lewis Street on the North consisting of Lots 1 through 12 of Spencers 2nd addition and Lots 1 through 6 in Brachenridge addition and Lots 8 through 13 in Spencer's 1st addition.


In support thereof, your petitioner would represent as follows:

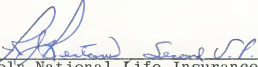
- 1) That they are the owners of the real estate abutting both sides of the alleys.
- 2) The alleys lie within an urban renewal area and the urban renewal plan designates the vacation of the alleys to allow construction of the Botanical Gardens/Conservatory.
- 3) That the vacation of the alleys would be advantageous to the growth of the City of Fort Wayne and would be to the best interest of the City and the citizens thereof.

Your petitioners file this petition pursuant to the authority granted in Indiana Code, Section 18-7-5-46, in order to complete the vacation as above described.

WHEREFORE, your petitioners pray that the above described alleys be vacated according to the provisions of the Indiana Law pertaining thereto.

DATED THIS 11th day of August, 1981

  
Gary E. Wasson, Executive Director  
Fort Wayne Redevelopment Commission  
Room 830, City-County Building  
Fort Wayne, Indiana 46802

By:   
Lincoln National Life Insurance Company Inc.  
1300 South Clinton Street  
Fort Wayne, Indiana 46802



**ROBERT L. LEAS, P.E.**

CONSULTING ENGINEER

STRUCTURAL ENGINEERING

SITE DEVELOPMENT

2130 East Rudisill Blvd.  
 Fort Wayne, Indiana 46806  
 Telephone (219) 442-0513

Municipal  
 Hospitals  
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 Warehouses  
 Institutional  
 Theaters  
 Commercial  
 Schools  
 Churches  
 Research

Legal description of the North-South public alley to be vacated in Block #4, Civic Center II Renewal Project for the Conservatory Building, Downtown Revitalization Area.

The entire North-South public alley lying between Lewis Street on the North and Douglas Street on the South and generally between Lots 1 thru 11 on the East in Spencer's Second Addition to the City of Fort Wayne, Allen County, Indiana as Recorded in Deed Record 65, Page 337 and 338 and Lot one (1) also on the East in Brackenridge's Addition to the City of Fort Wayne, Allen County, Indiana as Recorded in Deed Book 28, Page 93 and Lot 12 on the West in aforesaid Spencer's Second Addition and Platted Lot 2 also on the West, together with the Unplatted space (25'x95') also on the West located at the Northeast corner of Lot #2 part of Spencer's Homestead as shown on aforesaid Brackenridge's Addition; all of the above said additions Recorded according to the Plats thereof in the Office of the Recorder of Allen County, Indiana described as follows: Beginning at a point at the Northeast corner of Lot 12 in Spencer's Second Addition, said point of beginning being located along the South Right-of-way Line of Lewis Street a distance of 231.50 feet Easterly of an included angle of 88°28'31", at the Right-of-way Lines at the Southeast corner of Harrison and Lewis Streets in said City of Fort Wayne, Allen County, Indiana; thence continuing Easterly along the South Right-of-way Line of Lewis Street a distance of 10.00 feet; thence 91°33'55" Southerly along the West side of Lots 1 thru 7 of Spencer's Second Addition a distance of 149.74 feet; thence continuing Southerly across the width of the East-West public alley a distance of 10.00 feet; thence continuing Southerly along the West side of Lots 8 thru 11 of Spencer's Second Addition and thence continuing Southerly along the West side of Lot One (1) of Brackenridge's Addition to the Southwest corner of aforesaid Lot #1 located at the North Right-of-way Line of Douglas Street; thence Westerly along the North Right-of-way Line of Douglas Street a distance of 10.00 feet to the Southeast corner of Lot 2 in Brackenridge's Addition; thence 91°34'26" Northerly along the East line of Lot 2 in Brackenridge's Addition, including the Unplatted space of Spencer's Homestead aforementioned above, a distance of 145.00 feet to the Northeast corner of aforesaid Lot 2 in Brackenridge's Addition; thence continuing Northerly across the width of the East-West alley a distance of 10.00 feet; thence continuing Northerly along the East side of Lot 12 in Spencer's Second Addition a distance of 149.76 feet to the Northeast corner of aforesaid Lot 12 in Spencer's Second Addition herein called the point of beginning, containing 0.07 acres more or less. All of the above noted angles traversing within the vacated area of the North-South alley are included angles, not deflection angles.

(VACATION OF EAST-WEST ALLEY---BLOCK #4, LEGAL DESCRIPTION)

**ROBERT L. LEAS, P.E.**

CONSULTING ENGINEER

Municipal  
Hospitals  
Industrial  
Warehouses  
Institutional  
Theaters  
Commercial  
Schools  
Churches  
Research

STRUCTURAL ENGINEERING

SITE DEVELOPMENT

2130 East Rudisill Blvd.  
Fort Wayne, Indiana 46806

Telephone (219) 442-0513

Legal description of East-West public alley to be vacated in Block #4, Civic Center II Renewal Project for Conservatory Buildings, Downtown Revitalization Area.

The entire East-West public alley lying between Harrison Street on the West and Calhoun Street on the East and generally between Lots 8 thru 13 on the North in Spencer's First Addition to the City of Fort Wayne, Allen County, Indiana as Recorded in Deed Book "X", Page 210 and Platted Lots 2 thru 6 on the South in Brackenridge's Addition to the City of Fort Wayne, Allen County, Indiana, together with the Unplatted space (25'x95') at the Northeast corner of Lot 2, part of Spencer's Homestead as shown on Plat and as Recorded in Deed Book 28, Page 93, and also lying between Lots 7 and 12 on the North and Lot 8 on the South all in Spencer's Second Addition to the City of Fort Wayne, Allen County, Indiana as Recorded in Deed Record 65, Page 337 and 338; all of the above said Additions Recorded according to the Plats thereof in the Office of the Recorder of Allen County, Indiana described as follows: Beginning at a point at the Northwest corner of Lot 6 in Brackenridge's Addition, said point of beginning being located along the East Right-of-way Line of Harrison Street a distance of 145.00 feet Northerly of an included angle of 91°25'27" at the Right-of-way Line at the Northeast corner of Harrison and Douglas Streets in said City of Fort Wayne, Allen County, Indiana; thence continuing Northerly along the East Right-of-way Line of Harrison Street a distance of 10.00 feet; thence 88°34'28" Easterly along the South Right-of-way Line of Lots 8 thru 13 of Spencer's First Addition and the South Line of Lot 12 of Spencer's Second Addition a distance of 231.60 feet; thence continuing Easterly across the width of the North-South alley a distance of 10.00 Feet; thence continuing Easterly along the South Line of Lot 7 in Spencer's Second Addition a distance of 150.00 feet to the Southeast corner of the aforesaid Lot 7 located at the West Right-of-way Line of Calhoun Street; thence Southerly along the West Right-of-way Line of Calhoun Street a distance of 10.00 feet to the Northeast corner of Lot 8 in Spencer's Second Addition; thence Westerly along the North Line of Lot 8 a distance of 150.00 feet to the Northwest corner of aforesaid Lot 8 in Spencer's Second Addition; thence continuing Westerly across the width of the North-South alley a distance of 10.00 feet; thence continuing Westerly along the North Line of Platted Lots 2 thru 6 of Brackenridge's Addition, together with and including the Unplatted space at the Northeast corner of Lot 2 of Brackenridge's Addition, a distance of 231.62 feet to the Northwest corner of aforesaid Lot 6 in Brackenridge's Addition herein called the point of beginning, containing 0.09 acres more or less. All of the above noted angles traversing within the vacated area of the East-West alley are included angles, not deflection angles.

DIGEST SHEET

Admn. Appr. \_\_\_\_\_

TITLE OF ORDINANCE Alley Vacation Ordinance G-81-09-12

DEPARTMENT REQUESTING ORDINANCE Long Range Planning & Zoning - CD&P

SYNOPSIS OF ORDINANCE N/S alley from the South right-of-way of Lewis Street to  
the North right-of-way of Douglas Avenue.

The E/W alley from the West right-of-way of Calhoun Street to the East  
right-of-way of Harrison Street.

EFFECT OF PASSAGE Property is now public right-of-way. Property will be  
vacated and closed as a public right-of-way and revert to adjacent property  
owners.

EFFECT OF NON-PASSAGE Property will remain open as a public right-of-way.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) \_\_\_\_\_

ASSIGNED TO COMMITTEE (J.N.) \_\_\_\_\_



OFFICE OF THE CITY CLERK

## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

Charles W. Westerman, clerk - room 122

December 1, 1981

Ms. Judy High  
Fort Wayne Newspapers, Inc.  
600 West Main Street  
Fort Wayne, Indiana 46802

Dear Ms. High:

Please give the attached full coverage on the dates of  
December 4 and December 11, 1981, in both the News Sentinel  
and Journal Gazette.

RE: Legal Notice of Common Council  
of Fort Wayne, Indiana:

Bill No. G-81-11-07  
General Ordinance No. G-29-81

Bill No. G-81-09-22  
General Ordinance No. G-28-81

Bill No. G-81-09-12  
General Ordinance No. G-27-81

Bill No. G-81-08-08  
General Ordinance No. G-26-81

Please send us 14 copies of the Publisher's Affidavit from  
both newspapers.

Thank you.

Sincerely,

*Charles W. Westerman*  
Charles W. Westerman  
City Clerk

CWW/ne  
ENCL: 1

## LEGAL NOTICE

Notice is hereby given that on the 24th day of November, 1981, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. G-81-11-07 -- General Ordinance No. G-29-81, AN ORDINANCE amending a certain Section of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974

Notice is hereby given that on the 24th day of November, 1981, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. G-81-09-22 -- General Ordinance No. G-28-81, AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating an alley

Notice is hereby given that on the 24th day of November, 1981, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. G-81-09-12 -- General Ordinance No. G-27-81, AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating a portion of an alley

Notice is hereby given that on the 24th day of November, 1981, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. G-81-08-08 -- General Ordinance No. G-26-81, AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating a street and plat thereof

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. G-81-11-07 -- General Ordinance No. G-29-81; Bill No. G-81-09-22 -- General Ordinance No. G-28-81; Bill No. G-81-09-12 -- General Ordinance No. G-27-81 and Bill No. G-81-08-08 -- General Ordinance No. G-26-81, were passed by the Common Council on the 24th day of November, 1981, said Ordinances were signed and approved by the Mayor on the 30th day of November, 1981, and remains on file and on record in my office.

Copies of Bill No. G-81-11-07 -- General Ordinance No. G-29-81; Bill No. G-81-09-22 -- General Ordinance No. G-28-81; Bill No. G-81-09-12 -- General Ordinance No. G-27-81 and Bill No. G-81-08-08 -- General Ordinance No. G-26-81 will be posted for reading in the following places in Fort Wayne, Allen County, Indiana

- (1) The main floor of the City-County Building
- (2) The bulletin board in the lobby of Downtown Fort Wayne Public Library
- (3) The bulletin board in the lobby at the East door of the Allen County Court House

Copies of Bill No. G-81-11-07 -- General Ordinance No. G-29-81; Bill No. G-81-09-22 -- General Ordinance No. G-28-81; Bill No. G-81-09-12 -- General Ordinance No. G-27-81 and Bill No. G-81-08-08 -- General Ordinance No. G-26-81 will be available for reading in the following places in Fort Wayne, Allen County, Indiana

- (1) Reference Room in the north end of the main floor in said Downtown Public Library
- (2) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana

*Charles W. Westerman*

Charles W. Westerman  
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above ordinances in the designated places as stated on December 4, 1981

*Charles W. Westerman*

Charles W. Westerman  
City Clerk



Fort Wayne Common Council  
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

## PUBLISHER'S CLAIM

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head number of lines

1

Body number of lines

106

Tail number of lines

2

109

Total number of lines in notice

LEGAL NOTICE

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Purs Notice is hereby given that on the 24th day of November, 1981, the Common Council of the City of Fort Wayne, Indiana, in Regular Session did pass the following Bill No. G-81-08-08 - General Ordinance No. G-26-81, AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating a street and plot thereof.

I hereby certify that Charles W. Westernman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that Bill No. G-81-11-07 - General Ordinance No. G-29-81; Bill No. G-81-09-22 - General Ordinance No. G-28-81; Bill No. G-81-09-12 - General Ordinance No. G-27-81 and Bill No. G-81-08-08 - General Ordinance No. G-26-81, were passed by the Common Council on the 24th day of November, 1981, said Ordinances were signed and approved by the Mayor on the 30th day of November, 1981, and remains on file and on record in my office.

Copies of Bill No. G-81-11-07 - General Ordinance No. G-29-81; Bill No. G-81-09-22 - General Ordinance No. G-28-81; Bill No. G-81-09-12 - General Ordinance No. G-27-81 and Bill No. G-81-08-08 - General Ordinance No. G-26-81 will be posted for reading in the following places in Fort Wayne, Allen County, Indiana:

- (1) The main floor of the City-Court Building.
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- (3) The bulletin board in the lobby at the East door of the Allen County Court House.

Copies of Bill No. G-81-11-07 - General Ordinance No. G-29-81; Bill No. G-81-09-22 - General Ordinance No. G-28-81; Bill No. G-81-09-12 - General Ordinance No. G-27-81 and Bill No. G-81-08-08 - General Ordinance No. G-26-81 will be available for reading in the following places in Fort Wayne, Allen County, Indiana:

- (1) Reference Room in the north end of the main floor in said Downtown Public Library.
- (2) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana.

Charles W. Westernman  
City Clerk

I, Charles W. Westernman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above ordinances in the designated places as stated on December 4, 1981.

Charles W. Westernman  
City Clerk

12/4-11

1 columns wide equals 109 equivalent lines at 276¢ \$ 30.08

of publication (50 cents for each proof in excess of two) 12 extra copies 6.00

OUNT OF CLAIM. \$ 36.08

in 9.6 picas Size of type 6 point

2 Size of quad upon which type is cast 6

es of Ch. 89., Acts 1967.

ount is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same

Arvilla DeWald

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana  
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned, ARVILLA DEWALD, who, being duly sworn, says that she is, CLERK of the JOURNAL-GAZETTE

DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA town of

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows: 12/4 - 12/11/81

Arvilla DeWald

Subscribed and sworn to before me this 11 th day of December 19 81

Anne M. Perkins  
Notary Public

My commission expires November 29, 1985

Fort Wayne Common Council  
(Governmental Unit)  
Allen  
County, Ind.

To JOURNAL-GAZETTE Dr.  
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines	_____
Head number of lines	1
Body number of lines	106
Tail number of lines	2
Total number of lines in notice	109

COMPUTATION OF CHARGES

109 lines, 1 columns wide equals 109 equivalent lines at .276¢	\$ 30.08
cents per line	
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	_____
Charge for extra proofs of publication (50 cents for each proof in excess of two) 12 extra copies	6.00
TOTAL AMOUNT OF CLAIM.	\$ 36.08

DATA FOR COMPUTING COST

Width of single column 9.6 picas	Size of type. 6 point
Number of insertions 2	Size of quad upon which type is cast. 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

*Arvilla DeWald*

Date Dec. 11 81, 19

Title CLERK

Form 904

PUBLISHER'S AFFIDAVIT

State of Indiana  
ALLEN County SS:  
Personally appeared before me, a notary public in and for said county and state, the undersigned, ARVILLA DEWALD, who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows: 12/4 - 12/11/81

Subscribed and sworn to before me this 11 th day of December 19 81  
*Arvilla DeWald*  
*John M. Perkins*  
Notary Public  
My commission expires November 29, 1985

Back on back, near  
ma. old puppy, police-  
Madisonbrook 749-0688  
Services & -  
7873 after  
by vicinity 744-9073  
Black Kitchen, white  
Hill, Country Meadows  
9-4577  
Brown male puppy  
Back on back, near  
Beckwith Rd. 744-6555  
Carmel colored long  
mixed dog injured.  
Her Dec. 10/12/81  
Cal. young female,  
Dodge & West Dr.  
44-5027  
Cat, young gray to  
E. area, well behaved.  
7930  
Female Hittie found  
pink around nose, howl  
union 426-5505  
Hunting dog, Walker  
10K max. Ch's 64 & 61.  
38-4729  
Leath blazer, wind  
L. gloves, umbrella, Fur-  
Restaurant, 426-3273.  
Light brown purse, man-  
ship, insured & sling, f  
room add'l  
Male Calico Cat, f  
paws, S. Wayne Ave.  
all 745-0362  
Male Black Labr.  
Mixed puppy, Time Cor.  
Ha. 12-3-81, 423-9807.  
Main puppy, snap  
Electrician  
423-4411  
Hill 422-1734  
Sharon Hurrell Rd.  
Haven 419-258-6663  
Walter's

## Fort Wayne Common Council

(Governmental Unit)

Allen

County, Ind

To... NEWS-SENTINEL Dr.

FORT WAYNE, INDIANA

## PUBLISHER'S CLAIM

## LINE COUNT

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Total number of lines in notice

1  
106  
2  
109

## COMPUTATION OF CHARGES

109 lines, 1 columns wide equals 109 equivalent lines at .276¢ \$ 30.08  
cents per line

## LEGAL NOTICE

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Notice is hereby given that on the 24th day of November, 1981, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. G-81-08-08 - General Ordinance No. G-28-81, AN ORDINANCE amending the Thoroughfare Plan of the City of Fort Wayne, Indiana in Regular Session by vacating a street and plat thereof.

Notice is hereby given that on the 24th day of November, 1981, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. G-81-08-08 - General Ordinance No. G-28-81, AN ORDINANCE amending the Thoroughfare Plan of the City of Fort Wayne, Indiana in Regular Session by vacating a street and plat thereof.

Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. G-81-11-07 - General Ordinance No. G-28-81, Bill No. G-81-09-22 - General Ordinance No. G-28-81 and Bill No. G-81-08-08 - General Ordinance No. G-28-81, were passed by the Common Council on the 24th day of November, 1981, said Ordinances were signed and approved by the Mayor on the 24th day of November, 1981, and remains on file and on record in my office.

Copies of Bill No. G-81-11-07 - General Ordinance No. G-28-81; Bill No. G-81-09-22 - General Ordinance No. G-28-81; Bill No. G-81-08-08 - General Ordinance No. G-28-81 will be available for reading in the following places in Fort Wayne, Allen County, Indiana:

(1) The main floor of the County Building.  
(2) The bulletin board in the lobby of Downtown Fort Wayne Public Library.  
(3) The bulletin board in the lobby at the East door of the Allen County Court House.

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(1) Reference Room in the north end of the main floor in said Downtown Public Library.  
(2) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana.  
Charles W. Westerman  
City Clerk

Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above ordinances in the designated places as stated on December 4, 1981.  
Charles W. Westerman  
City Clerk  
12/4-11

Notices containing rule or tabular work (50 per cent of above amount)

of publication (50 cents for each proof in excess of two)

12 extra copies 6.00  
\$ 36.08

## AMOUNT OF CLAIM.

## DATA

## Pursuant

I hereby has been

on 9.6 picas

2

of Ch. 89., Acts 1967.

Size of type.....6.....point

Size of quad upon which type is cast.....6.....

Amount is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same

*D. Roose*

Title CLERK

## PUBLISHER'S AFFIDAVIT

State of Indiana

ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned, D. ROOSE, who, being duly sworn, says that she is CLERK of the

## NEWS-SENTINEL

## DAILY

a..... newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA town

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

12/4 - 12/11/81

Subscribed and sworn to before me this 11th day of December, 1981

*D. Roose*  
*Anne M. Perkins*  
Notary Public

My commission expires November 29, 1985

To **NEWS-SENTINEL** Dr.

Allen

..County, Ind

**FORT WAYNE, INDIANA**

## LINE COUNT

Head	number of lines
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Tail      number of lines

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109 lines, 1 columns wide equals 109 equivalent lines at .276¢ \$ 30.08  
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) **12 extra copies** 6.00

TOTAL AMOUNT OF CLAIM.

\$ 36.08

Width of single column 9.6 picas

Size of type ..... 6 ..... point

Number of insertions ..... 2

Size of quad upon which type is cast.....6.....

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

D. Roose

Title.....CLERK

Form 903

## PUBLISHER'S AFFIDAVIT

State of Indiana  
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned, D. ROOSE who, being duly sworn, says that she is CLERK of the

NEWS-SENTINEL

DAILY

A DAILY newspaper of general circulation printed and published  
in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows: 12/11/84 12/11/84

12/4 - 12/11/81

Subscribed and sworn to before me this 11th day of December 1981

My commission expires..... November 29, 1985

NOTICE TO  
PROPERTY OWNERS  
The City of Phoenix has been notified by the Federal Public Health and Environmental Protection Agency that the City's drinking water may be contaminated by a chemical called radon. Radon is a naturally occurring radioactive gas that is found in some areas of the United States. It is a known carcinogen and can cause lung cancer. The City of Phoenix is currently testing its drinking water for radon. If the test results show that the water is contaminated, the City will take appropriate action to protect the public health. In the meantime, the City is providing this notice to property owners to inform them of the potential risk. If you own property in the City of Phoenix, you should take the following steps to protect your health and the health of your family:

- 1. Test your drinking water for radon. You can do this by contacting the City of Phoenix's Radon Testing Program at (602) 235-1234. The City will provide you with a free radon test kit and instructions on how to use it.
- 2. If the test results show that your water is contaminated, you should take steps to reduce the radon concentration in your water. This can be done by installing a radon reduction system, such as aeration or degasification, on your water supply.
- 3. If you are pregnant or have a child under the age of six, you should take extra precautions to protect them from radon. This includes avoiding drinking water from the affected area and using bottled water for drinking and cooking.

If you have any questions or need more information, please contact the City of Phoenix's Radon Testing Program at (602) 235-1234. The City is committed to protecting the public health and ensuring that all residents have access to safe drinking water.

2/14  
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R-2 District  
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